

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 04-192
v.	:	DATE FILED: July 13, 2004
ERIC HUMBERT,	:	VIOLATIONS:
a/k/a "Basil,"	:	18 U.S.C. § 371 (conspiracy to commit
SHANNON JOHNSON	:	armed bank robbery - 1 count)
MAYNARD PATTERSON	:	18 U.S.C. § 2113(a) (bank robbery - 1
JOSEPH ALLEN,	:	count)
a/k/a "White"	:	18 U.S.C. § 2113(d) (armed bank robbery
	:	- 2 counts)
	:	18 U.S.C. § 924(c) (using and carrying a
	:	firearm during a crime of violence - 2
		counts)
		18 U.S.C. § 922(g)(1) (felon in possession
		of a firearm - 1 count)
		Notice of forfeiture
		Notice of additional factors

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about June 2003, to on or about July 18, 2003, in the Eastern District of Pennsylvania and elsewhere, defendants

**ERIC HUMBERT,
a/k/a "Basil,"
SHANNON JOHNSON
MAYNARD PATTERSON and
JOSEPH ALLEN,
a/k/a "White"**

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

MANNER AND MEANS

2. It was part of the conspiracy that defendants ERIC HUMBERT and SHANNON JOHNSON robbed and attempted to rob several banks in the Philadelphia area, specifically: (1) the Fleet Bank, 250 East Lancaster Avenue, Wynnewood, Pennsylvania, on June 20, 2003; (2) the Panasia Bank, 7400 Front Street, Cheltenham, Pennsylvania, on July 11, 2003; and (3) the Citizens Bank, 2501 Welsh Road, Philadelphia, Pennsylvania, on July 18, 2003. HUMBERT and JOHNSON recruited defendants MAYNARD PATTERSON and JOSEPH ALLEN to assist in the robberies.

It was further a part of the conspiracy that:

3. Defendants ERIC HUMBERT and SHANNON JOHNSON stole minivans that were used in each of the robberies as the getaway vehicle that was abandoned almost immediately after the robbery. HUMBERT and JOHNSON entered the banks and stole the money. During the robberies, HUMBERT controlled the lobby area of the banks while JOHNSON vaulted the teller counter to steal cash from the tellers' drawers.

4. Defendant MAYNARD PATTERSON supplied at least one firearm that was used during the conspiracy, specifically during the robberies of the Panasia Bank and the Citizens Bank. Defendant PATTERSON also acted as the getaway driver in both robberies.

5. For the Citizens Bank robbery, defendant JOSEPH ALLEN drove a switch car, which is a second getaway vehicle used in robberies.

OVERT ACTS

In furtherance of the conspiracy, defendants ERIC HUMBERT, SHANNON JOHNSON, MAYNARD PATTERSON, and JOSEPH ALLEN, and others known and unknown to the grand jury, committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

The Fleet Bank Robbery

1. On or about June 20, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON stole a silver Dodge minivan, PA registration EVB-0868.

2. On or about June 20, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON entered the Fleet Bank, 250 East Lancaster Avenue, Wynnewood, Pennsylvania, wearing masks and hooded sweatshirts. After entering the bank, HUMBERT controlled the lobby area of the bank by telling the customers if they ran outside someone would shoot them. HUMBERT held what appeared to be a dangerous weapon while JOHNSON vaulted the teller counter and stole money from the tellers' drawers. HUMBERT demanded keys to the vault from a bank employee and threatened to shoot her. The defendants fled before the vault was opened.

3. On or about June 20, 2003, HUMBERT and JOHNSON stole approximately \$23,927 from the Fleet Bank and escaped in the stolen gray Dodge minivan.

The Panasia Bank Robbery

4. Between on or about June 20 and on or about July 11, 2003, defendant MAYNARD PATTERSON supplied defendant ERIC HUMBERT with a gun, that is a Taurus 9 millimeter semi-automatic pistol, serial number TTC 83163.

5. On or about July 11, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON stole a blue Dodge minivan, NJ registration ADJ-8847.

6. On or about July 11, 2003, defendant MAYNARD PATTERSON drove defendants ERIC HUMBERT and SHANNON JOHNSON to the Panasia Bank, 7400 Front Street, Cheltenham, Pennsylvania, in the stolen minivan.

7. On or about July 11, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON exited the minivan and attempted to enter the bank but the door was locked. In order to gain access for the robbery, defendant ERIC HUMBERT shot through the bank door with the Taurus semi-automatic pistol that he had received from defendant MAYNARD PATTERSON.

8. On or about July 11, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON entered the Panasia Bank wearing masks and hooded sweatshirts. HUMBERT controlled the lobby area with at least one firearm while JOHNSON vaulted the teller counter and attempted to steal money from the drawers. HUMBERT grabbed a mail courier's bag, and he and JOHNSON fled from the bank.

9. On or about July 11, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON escaped from the Panasia Bank in the stolen minivan driven by defendant MAYNARD PATTERSON. The mail courier bag that they stole did not contain any United States currency.

The Citizens Bank Robbery

10. On or about July 18, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON stole a blue Plymouth minivan, PA registration ELV-8697.

11. On or about July 18, 2003, defendants ERIC HUMBERT, SHANNON JOHNSON, and MAYNARD PATTERSON drove to the area of the Citizens Bank, 2501 Welsh Road, Philadelphia, Pennsylvania, in the stolen minivan. Defendant JOSEPH ALLEN followed them in a white sports utility vehicle (SUV).

12. On or about July 18, 2003, defendant JOSEPH ALLEN parked in an area close to the vicinity of the Citizens Bank and stayed in the white SUV while defendants ERIC HUMBERT, SHANNON JOHNSON, and MAYNARD PATTERSON drove together to the Citizens Bank in the stolen minivan. Defendant PATTERSON drove the minivan.

13. On or about July 18, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON exited the stolen minivan and entered the Citizens Bank wearing masks and hooded sweatshirts. HUMBERT controlled the lobby area with two firearms while JOHNSON vaulted the teller counter and stole money from the tellers' drawers.

14. On or about July 18, 2003, defendants ERIC HUMBERT and SHANNON JOHNSON stole approximately \$11,773 and escaped in the stolen minivan driven by defendant MAYNARD PATTERSON.

15. During their escape, a dye pack exploded and defendant ERIC HUMBERT fell out of the stolen minivan dropping money and two guns. One gun was the Taurus from defendant MAYNARD PATTERSON, the second gun was a black Llama .380 caliber semi-automatic pistol, serial number 525876.

16. On or about July 18, 2003, defendants ERIC HUMBERT, SHANNON JOHNSON, and MAYNARD PATTERSON returned to the switch site where defendant JOSEPH ALLEN was waiting in the white SUV. The stolen minivan was abandoned and

defendants HUMBERT, JOHNSON, and PATTERSON entered defendant ALLEN'S white SUV and fled from the area.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 20, 2003, in the Eastern District of Pennsylvania,
defendants

**ERIC HUMBERT,
a/k/k “Basil,” and
SHANNON JOHNSON**

knowingly and unlawfully by force and violence, and by intimidation, took from employees of the Fleet Bank, 250 E. Lancaster Avenue, Wynnewood, Pennsylvania (hereafter “the Bank”), lawful currency of the United States, that is approximately \$23,927 belonging to, and in the care, custody, control, management and possession of the Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Section 2113(a).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 11, 2003, in the Eastern District of Pennsylvania, defendants

**ERIC HUMBERT,
a/k/a “Basil,”
SHANNON JOHNSON and
MAYNARD PATTERSON**

knowingly and unlawfully attempted, by force and violence, and by intimidation, to take from, and aid and abet in the taking from, employees of the Panasia Bank, 7400 Front Street, Cheltenham, Pennsylvania (hereafter “the Bank”), lawful currency of the United States, belonging to, and in the care, custody, control, management and possession of the Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants ERIC HUMBERT, SHANNON JOHNSON, and MAYNARD PATTERSON knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Bank, and other persons, by use of dangerous weapons, that is, a firearm.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 11, 2003, in the Eastern District of Pennsylvania, defendants

**ERIC HUMBERT,
a/k/a “Basil,”
SHANNON JOHNSON and
MAYNARD PATTERSON**

knowingly used, carried and discharged, and aided and abetted in the use, carrying, and discharge of, a firearm during and in relation to an attempt to commit a crime of violence for which he may be prosecuted in a court of the United States, that is, the attempted armed bank robbery of the Panasia Bank, 7400 Front Street, Cheltenham, Pennsylvania, as charged elsewhere in this superseding indictment.

In violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 18, 2003, in the Eastern District of Pennsylvania, defendants

**ERIC HUMBERT,
a/k/a “Basil,”
SHANNON JOHNSON
MAYNARD PATTERSON and
JOSEPH ALLEN,
a/k/a “White”**

knowingly and unlawfully, by force and violence, and by intimidation, took from, and aided and abetted in the taking from, employees of the Citizens Bank, 2501 Welsh Road, Philadelphia, Pennsylvania (hereafter “the Bank”), lawful currency of the United States, that is, approximately \$11,773, belonging to, and in the care, custody, control, management and possession of the Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants ERIC HUMBERT, SHANNON JOHNSON, MAYNARD PATTERSON, and JOSEPH ALLEN knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Bank, and other persons, by use of dangerous weapons, that is, two firearms.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 18, 2003, in the Eastern District of Pennsylvania, defendant

**ERIC HUMBERT,
a/k/a "Basil,"
SHANNON JOHNSON
MAYNARD PATTERSON and
JOSEPH ALLEN,
a/k/a "White"**

knowingly used and carried, and aided and abetted in the use and carrying of, two firearms during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the bank robbery of the Citizens Bank, 2501 Welsh Road, Philadelphia, Pennsylvania, as charged elsewhere in this superseding indictment.

In violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 18, 2003, in the Eastern District of Pennsylvania, defendants

**ERIC HUMBERT,
a/k/a "Basil,"
SHANNON JOHNSON and
MAYNARD PATTERSON,**

having each been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, and aided and abetted the possession of, in and affecting interstate commerce, a firearm, that is, a Taurus 9 millimeter semi-automatic pistol, serial number TTC 83163, loaded with 10 live rounds of ammunition, and a Llama .380 caliber semiautomatic pistol, serial number 525876, loaded with seven live rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF ADDITIONAL FACTORS

THE GRAND JURY FURTHER CHARGES THAT:

1. In committing and aiding and abetting the offenses charged in Counts Two, Three, and Five of this superseding indictment, defendants ERIC HUMBERT, SHANNON JOHNSON, MAYNARD PATTERSON, and JOSEPH ALLEN:

a. Took property from a financial institution, as described in U.S.S.G. § 2B3.1(b)(1).

b. Discharged and used a firearm, as described in U.S.S.G. §§ 2B3.1(b)(2)(A) and (B).

c. Caused a loss exceeding \$10,000, as described in U.S.S.G. § 2B3.1(b)(7)(B).

NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 924(c), set forth in this superseding indictment, the defendants

**ERIC HUMBERT,
a/k/a “Basil,”
SHANNON JOHNSON
MAYNARD PATTERSON and
JOSEPH ALLEN,
a/k/a “White”**

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- a. one Taurus 9 millimeter semiautomatic pistol, serial number TTC 83163, and
- b. one Llama .380 caliber semiautomatic pistol, serial number 525876.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 371 and 2113, set forth in this superseding indictment, defendants

ERIC HUMBERT
a/k/a “Basil,”
SHANNON JOHNSON
MAYNARD PATTERSON and
JOSEPH ALLEN,
a/k/a “White”

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, any property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offense, as charged in this superseding indictment, including, but not limited to:

(a) \$30,035 in bank robbery proceeds.

3. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 28, United States Code, Section 2461(c), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the property subject to forfeiture.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 981(a)(1)(C).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**